



OKLAHOMA NATIONAL GUARD
JOINT FORCE HEADQUARTERS
3501 MILITARY CIRCLE
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MEMORANDUM OF UNDERSTANDING
BETWEEN
THE OKLAHOMA MILITARY DEPARTMENT
AND
THE OKLAHOMA DEPARTMENT OF WILDLIFE CONSERVATION
AGREEMENT NUMBER W912L6-16194-093

This is a Memorandum of Understanding (MOU) between the Oklahoma Military Department (OMD) and the Oklahoma Department of Wildlife Conservation (ODWC). When referred to collectively, the OMD and the ODWC are referred to as the "Parties."

1. BACKGROUND: Public Hunting, Trapping, and Wildlife Management on Camp Gruber Training Center

2. PURPOSE: To establish a mutual understanding between the OMD and the ODWC for the usage of Camp Gruber Training Center (CGTC), Muskogee County and the Cherokee Wildlife Management Area (WMA) (see Enclosure 1).

3. UNDERSTANDING OF THE PARTIES:

a. OMD will -

(1) Provide for controlled public use and access to CGTC secondary to the military training mission. Public use and access will be subject to safety, military security, military activities and military training. Public use and access may be permitted whenever it can be granted without impairment of the primary military mission. For military necessity, the Adjutant General may close all or any part of the installation to meet military requirements.

(2) Ensure hunting areas #1, #2, #3, and #5 will be open for public use during the listed dates and designated hunting seasons.

(a) The three-day youth deer gun season in October.

(b) The nine-day primitive firearms (muzzleloader) deer season, beginning the fourth Saturday in October and continuing for nine consecutive days.

(c) The sixteen-day deer gun season, beginning the Saturday before Thanksgiving and continuing for sixteen consecutive days.

(d) 11 December 2016 through Martin Luther King Day, for all open hunting/trapping seasons listed for CGTC in the Oklahoma Hunting Regulation Guide.

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(e) 15 April 2017 through 6 May 2017 for spring turkey hunting.

(3) Ensure hunting areas #4 and #6, west of Highway 10, will be open year-round for public use for all open hunting/trapping seasons listed for CGTC in the Oklahoma Hunting Regulation Guide, unless required for military training and coordinated with ODWC a minimum of 30 days in advance.

(4) The waste water treatment plant area, west of Highway 10, south of the road between Gates 5 and 6, is off limits at all times for vehicle or pedestrian entrance and all hunting, trapping or fishing activities (see Enclosure 1).

(5) Selected CGTC gates will open no later than 8:00 A.M. the day before the start of each designated hunting season. West of Highway 10, the open gates will be: 5, 6, 43, 44, 45, 46, 48 and 49. East of Highway 10, the open gates will be: 12 (Hill Top), 16 (Black Hollow), 17 (Wild Horse Road), 23 (Pumpkin Center Road), and 38 (South Highway 10). On the last day of the season listed above, the gates will be closed starting at 10:00 P.M. The last gate to be closed, gate 12 at the Hilltop Road entrance, will be closed at midnight.

(6) OMD may also allow hunter use and access outside the designated hunting seasons listed in paragraphs 3a(2) and 3a(3) whenever it can be granted without impairment to the military mission. In the interest of hunter/trapper safety, any hunter or trapper wanting access, outside the designated available dates, must enter through the main gate and report his intentions and desired training area locations to Range Control, building 740. This access will include scouting and hunting and will be based on availability of hunting/training areas consistent with the access restriction included in paragraph 3b.

(7) OMD will publicize the availability of hunting areas a minimum of 48 hours in advance. The CGTC notification system will consist of bulletin boards at gates, telephone number for information, and on the CGTC website.

(8) Camping on CGTC will be allowed only in Hunters Camp 2 during the designated hunting seasons listed in paragraph 3a(2).

(9) Controlled public access routes to the camping area will be through Hilltop Road, Gate 12, and Wild Horse Road, Gate 17.

(10) Open fires will be allowed in Hunters Camp 2 camping area only. CGTC may restrict the use of fire during dry conditions or if the CGTC is under a county or state burn ban.

(11) Quiet shall be maintained in the camping area between the hours of 11 P.M. and 7 A.M. and all dogs or other pets must be kept on a leash or otherwise confined while in camping areas.

(12) Fishing will be allowed in the pond at Hunter's Camp 2 during the designated hunting seasons with a fishing license or proof of exemption as stated in the Oklahoma Fishing Regulation Guide.

(13) All motorized vehicles must stay on the maintained road and trail network. Only those hunting areas, roads, or trails that are determined suitable and specifically designated for such will be open (see enclosure 1).

(14) No all-terrain vehicle (ATV) are allowed on the CGTC, except for those individuals who possess an ODWC Non-ambulatory permit. Permit holders operating an ATV are required to wear a reflective vest, DOT approved motorcycle helmet, eye protection (meets or exceeds ASNI 287.1 standards), long sleeve shirt, pants, over-the-ankle footwear, and full-fingered gloves. Speeds on all ATV's will not exceed 25 MPH.

(15) All motor vehicle and non-ambulatory vehicle permit holders must abide by all rules and regulations applicable to the permit as listed in the Oklahoma Hunting Regulation Guide.

(16) CGTC will provide ODWC personnel with unrestricted access to all hunting areas during the designated hunting seasons listed in paragraphs 3a(2), 3a(3) and 3b(2), and any time hunting areas or gates are open for public use and access. Special arrangements for entry into the training areas during other times must be coordinated with the CGTC Range Control Office at Building 740, or by calling (918) 549-6041. Range Control will provide ODWC game wardens or other approved officials with gate keys (identified gates per this document) to ensure hunter access during authorized hunting periods.

(17) OMD will notify ODWC when a change or changes occur in DoD and/or DA Regulations, federal and/or state laws, and/or UXO policies that govern the use of CGTC. ODWC will notify OMD when a change or changes occur in ODWC wildlife laws or regulations that affect the use of the CGTC.

b. ODWC will -

(1) Require that all hunters/trappers, regardless of age or military status, entering CGTC must possess the following:

(a) A hunting/trapping license or proof of exemption appropriate for the season being hunted/trapped as stated in the current Oklahoma Hunting Regulation Guide published by ODWC.

(b) A valid unexploded ordinance (UXO) permit from CGTC.

(c) Hunter Education certification as required and outlined in the current Oklahoma Hunting Regulation Guide.

(2) A controlled, special draw, youth muzzleloader deer hunt in the Restricted/Cantonment area will be conducted 25-27 November 2016. ODWC will administer the drawing through the annual controlled hunts procedure and notify the hunters who have been selected for the controlled hunt. The hunters will be provided the specific rules for the hunt and the hunter and accompanying adult must attend the safety brief conducted on the CGTC main post on November 25. Only the selected hunters and their non-hunting adult partner will be allowed access to the CGTC main post and they must provide a valid picture ID.

(3) ODWC game wardens and/or reserve game wardens shall have legal jurisdiction to enforce wildlife laws/regulations and CGTC area use regulations on CGTC. ODWC will make every effort within manpower and resource limitations to provide a game warden and/or reserve game warden to support wildlife law enforcement and area use on the installation during the designated hunting seasons listed in paragraphs 3a(2), 3a(3) and 3b(2).

(4) ODWC personnel may use the CGTC Range Net as a means of primary communications with CGTC Range Control when entering CGTC in order to conduct enforcement duties. CGTC reserves the right to change the net being used at any time based on current situation. Personnel using the CGTC Radio Nets are required to contact Range Control by radio in order to state identity and call sign. If multiple ODWC personnel are present the lead agent will make contact with Range Control and enter the Radio net as a group.

(5) ODWC may provide OMD access to the Game Management Area (GMA) of Cherokee WMA during the months of February and March, and after spring Turkey season, from the second week of May through 1 September. OMD may use the area for maneuver training purposes pending approval from the OKARNG Deputy Chief of Staff/Operations (G-3) and the Construction and Facilities Management Officer (CFMO). CGTC will coordinate specific dates and locations for training with ODWC at least 90 days in advance of the requested access.

c. OMD and ODWC will –

(1) Monitor public use and access. Persons violating wildlife regulations, laws, or CGTC regulations are subject to being barred from access to CGTC.

(2) Make every effort to commit personnel and resources, within their respective budget constraints, to coordinate and conduct wildlife management activities in concert and within the directives of the Integrated Natural Resource Management Plan (INRMP). These activities may include but are not limited to: controlled burns, food plots, wildlife plantings, brush hogging/mowing, strip disking, controlled hunts, hunter surveys, wildlife population surveys, etc. Notwithstanding anything herein to the contrary, both parties understand that OMD, as sole Corps of Engineers license holder, is ultimately responsible for INRMP compliance.

(3) Meet annually, starting in January, to coordinate dates and training areas for the hunting seasons starting the next fall. The MOU is to be complete and signed by both parties by May 1 in order to be included in the next Oklahoma Hunting Regulation Guide.

4. GENERAL PROVISIONS:

a. FUNDS AND MANPOWER: This MOU does not document nor provide for the exchange of funds or manpower between the Parties nor does it make any commitment of funds or resources.

b. MODIFICATION OF MOU: This MOU may only be modified by the written agreement of the Parties, duly signed by their authorized representatives. This MOU will be reviewed annually on or around the anniversary of its effective date, and triennially in its entirety.

c. DISPUTES: Any disputes relating to this MOU will, subject to any applicable law, Executive Order, Directive, or Instruction, be resolved by consultation between the Parties or in accordance with DoDI 4000.19.

d. TERMINATION OF AGREEMENT: This MOU may be terminated at will by either Party.

e. TRANSFERABILITY: This MOU is not transferable except with the written consent of the Parties.

f. ENTIRE AGREEMENT: It is expressly understood and agreed that this MOU embodies the entire understanding between the Parties regarding the MOU's subject matter.

g. EFFECTIVE DATE: This MOU takes effect beginning on the day after the last Party signs.

h. EXPIRATION DATE: This MOU expires on 30 June 2017 and may be renewed or amended annually by agreement of the parties.

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i. CANCELLATION OF PREVIOUS MOU: This MOU cancels and supersedes the previously signed agreement between the same parties.



ROBBIE L. ASHER
Major General, OMD
The Adjutant General

15 Oct 16

Date



RICHARD HATCHER
Director, Oklahoma Department
of Wildlife Conservation

9/20/16

Date



CURTIS D. ARNOLD
Colonel, NGB
USPFO for OK

29 Sept 16

Date